

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

MARIO MELENDEZ

Petitioner

vs

U.S. MARSHAL SERVICE and
S.P. MANAGEMENT CORP.

Respondents

CIVIL 98-1925CCC

RECEIVED & FILED
1999 SEP 14 PM 2:33
CLERK'S OFFICE
U.S. DISTRICT COURT
SAN JUAN, P.R.

ORDER

Having considered the Plaintiff's Response to the Court's Notice to File Certified Ledger Sheet (**docket entry 11**), the same is NOTED. In said motion, petitioner claims that he has submitted the filing fee of \$150.00, but that it was credited to another action also filed by him, Civil No. 97-1840(CCC). It appears that said case, being a pro se motion under 28 U.S.C. §2255, did not require the payment of filing fees. But, a money order mailed by petitioner was, apparently by mistake, considered by the Clerk as payment for the filing fees in said action (see docket entry 4 of Civil No. 97-1840(CCC)). Thus, the Clerk of Court shall credit the \$150.00 already paid by petitioner on February 22, 1999 and improperly applied in Civil No. 97-1840(CCC) to the filing fees required in this case.

In view of petitioner's payment of the required filing fees, his application to proceed in forma pauperis and/or motion requesting payment of the filing fees in installments (**docket entry 7**) is MOOT.

SO ORDERED.

At San Juan, Puerto Rico, on September ¹⁴13, 1999.

s/c: Finance
M. Melendez
G. Santos
SEP 14 1999

CARMEN CONSUELO CEREZO
United States District Judge

REC'D.
SEP 14 1999
TO JUDGE

BY: [Signature] #13